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ELECTRONICALLY FILED
DOC #:
DATE FILED: 2-26-09

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

-v-

MONZER AL KASSAR and
LUIS FELIPE MORENO GODOY,

Defendants.

S3 07 CR 354(JSR)

ORDER

JED S. RAKOFF, U.S.D.J.

The Probation Office is hereby directed to make the following corrections to the pre-sentence report ("PSR") for Monzer Al Kassar, dated February 17, 2009:

(1) The second sentence of paragraph 19 should be amended to read "During this time period, MORENO GODOY's role included assisting AL KASSAR with various financial matters, controlling information about AL KASSAR's bank accounts, arranging for various bank accounts to be used to conduct weapons transactions, and managing AL KASSAR's large residence and staff.";

(2) Footnote 3 on page 9 should be deleted; and

(3) The last sentence of paragraph 52 should be stricken.

The Probation Office is further directed to make the following corrections to the PSR for Luis Felipe Moreno Godoy, dated February 17, 2009:

(1) The Face Sheet and paragraph 120 should be amended to reflect that Godoy is a dual citizen of Chile and Spain;

(2) The second sentence of paragraph 19 should be amended to read "During this time period, MORENO GODOY's role included assisting AL KASSAR with various financial matters, controlling information

about AL KASSAR's bank accounts, arranging for various bank accounts to be used to conduct weapons transactions, and managing AL KASSAR's large residence and staff.";

(3) Footnote 3 on page 9 should be deleted; and

(4) The last sentence of paragraph 52 should be stricken.

The Court finds all other objections asserted by counsel for the respective defendants to be either utterly immaterial or without merit, or both. To the extent that defense counsel's objections amount to disguised legal arguments, the Court agrees with the calculations and analyses set forth in the defendants' PSRs. To the extent that defense counsel contends that no evidence was adduced at trial to support certain assertions in the PSRs, the Court notes that a PSR's findings need not, and indeed never are, limited to evidence that was adduced at trial.

SO ORDERED.

JED S. RAKOFF, U.S.D.J.

Dated: New York, New York
February 25, 2009